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8 *Attorneys for Plaintiff Jonathan Sapan*

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11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

14 JONATHAN SAPAN,  
15 individually and on Behalf of All Others  
Similarly Situated

16 Plaintiff,

17 vs.

18 YELP, INC., a Delaware Corporation,

19 Defendant.

20 Case No.: 3:17-cv-03240

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28 **PLAINTIFF'S RULE 26 (A)(2)(C)**  
**DISCLOSURES**

1 Pursuant to Rule 26 (a)(2)(C) Plaintiff Jonathan Sapan, makes the following disclosures statement :  
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3 At this time Plaintiff is unable to formulate a disclosure of expert witness while class certification is  
4 pending. The reason is until Plaintiff learns whether a class is certified, or a modified class is certified,  
5 or no class is certified determining the extent of an expert's scope of work is impossible. Plaintiff  
6 respectfully requests that the Court continue the Rule 26(a)(2)(c) disclosure be governed by Rule 26  
(a)(2)(D)(i), which requires that parties disclose experts 90 days before trial.

7 In the alternative Plaintiff discloses the non-expert witnesses who will testify as to their factual  
8 analysis of the calls made by Defendant Yelp in violation of the TCPA are:

9 1. David Blum (Cereghino Law Group)

10 a. 101 Montgomery St. Suite 1800 San Francisco Ca. 94104

11 b. Mr. Blum is a certified paralegal.

12 c. Mr. Blum has no prior testimony, either at trial or in deposition as a witness.

13 d. Mr. Blum will testify regarding his factual comparison of calls made by Defendant that  
14 pursuant to Defendant's own records and/or in comparison to the National DNC Registry.

15 e. Mr. Blum is a salaried employee and receives no extra compensation for his analysis.

16 Plaintiff reserves the right to supplement this disclosure subject to the Court's permission to extent  
17 expert disclosure to 90 days before the scheduled or rescheduled trial date or as rebuttal experts to  
18 Defendant's Rule 26 (2)(D)(ii).

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20 Dated: November 1, 2018

By: /s/ Jeffrey Cereghino  
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*Attorneys for Plaintiff and the Proposed Class*